

SCOTTSDALE

CITY COUNCIL MEETING



AMENDED AGENDA (ITEM No. 9)

COUNCIL

Mary Manross, Mayor

Wayne Ecton

Robert W. Littlefield

Cynthia Lukas

Ned O'Hearn

David Ortega

Tom Silverman

Tuesday, April 1, 2003

5:00 P.M.

CITY COUNCIL MEETING

Call to Order – City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Roll Call

Public Comment

Citizens may complete one speaker/citizen comment card per night and submit it to the City Clerk before or during this evening's meeting. Please check the box that refers to "public comment." This "Public Comment" time is reserved for citizen comments regarding non-agendized items. No official Council action can be taken on these items.

Minutes

SPECIAL MEETINGS

REGULAR MEETINGS

EXECUTIVE SESSIONS

March 3, 2003

March 4, 2003

1. Tutto Benne Italian Bistro Liquor License

Request: Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for an existing restaurant. Approval of this request will add a 270 sq. ft. addition to the licensed area of the restaurant.

Location: 13901 N 73rd St

Reference: 7-EX-2003

Staff Contact(s): Jeff Fisher, Plan and Permit Services Interim Director, 480-312-7619,
jefisher@ScottsdaleAZ.gov

2. Rawhide Liquor License

Request: Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a person transfer of an existing series 6 (bar) State liquor license for an existing Western Theme Park.

Location: 23023 N Scottsdale Rd

Reference: 13-LL-2003

Staff Contact(s): Jeff Fisher, Plan and Permit Services Interim Director, 480-312-7619,
jefisher@ScottsdaleAZ.gov

3. Restaurant Hapa Liquor License

Request: Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a new series 12 (restaurant) State liquor license for an existing restaurant location.

Location: 6204 N Scottsdale Rd

Reference: 14-LL-2003

Staff Contact(s): Jeff Fisher, Plan and Permit Services Interim Director, 480-312-7619,
jefisher@ScottsdaleAZ.gov

4. Los Sombreros Liquor License

Request: Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a new series 12 (restaurant) State liquor license.

Location: 2534 N Scottsdale Rd

Reference: 15-LL-2003

Staff Contact(s): Jeff Fisher, Plan and Permit Services Interim Director, 480-312-7619,
jefisher@ScottsdaleAZ.gov

5. Nothing But Noodles Liquor License

Request: Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a person transfer of a series 07 (beer & wine bar) State liquor license for an existing beer/wine bar location.

Location: 9011 E Via Linda

Reference: 16-LL-2003

Staff Contact(s): Jeff Fisher, Plan and Permit Services Interim Director, 480-312-7619,
jefisher@ScottsdaleAZ.gov

6. Treviso Abandonment

Request:

1. Abandon roadway and utility easements along Standing Stones Road alignment, 106th Street alignment, and two east-west roadway alignments located just north of Stagecoach Pass Road within the proposed Treviso subdivision boundary.
2. Require right-of-way dedications along Lone Mountain Parkway and Stagecoach Pass Road as a condition of the abandonment and final plat approval.
3. Require a public trail easement and improvements along Lone Mountain Parkway as a condition of the abandonment and final plat approval.
4. Adopt Resolution No. 6271 abandoning the aforementioned roadway easements. The recordation of the Resolution shall be done simultaneously with the recordation of the final subdivision plat.

Location: North of Stagecoach Pass Rd, south of Standing Stones Rd, between 106th St & 110th St alignments

Reference: 4-AB-2002

Staff Contacts: Cheryl Sumners, Senior Planner, 480-312-7834, csumners@ScottsdaleAZ.gov

7. Treviso Final Plat

Request: Approve 96 residential lots with amended development standards.

Location: Stage Coach Pass & Lone Mountain Pkwy

Reference: 13-PP-2000

Staff Contact(s): Al Ward, Senior Planner, 480-312-7067, award@ScottsdaleAZ.gov

8. Saguaro Estates Final Plat

Request: Approve a Final Plat

Location: Southwest Corner of Dynamite Blvd & Scottsdale Road

Reference: 5-PP-2001#2

Staff Contact(s): Jayna Shewak, Project Coordination Manager, 480-312-7059, jshewak@ScottsdaleAZ.gov

9. Mountainside Plaza ***Final Plat

Request: Approve a ***Final*** Plat

Location: NEC 116th Street & Shea Blvd

Reference: 23-PP-2002

Staff Contact(s): Kira Wauwie AICP, Project Coordination Manager, 480-312-7061, kwauwie@ScottsdaleAZ.gov

10. Whisper Rock Rezoning and Development Agreement

Request:

1. To rezone from Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R ESL), Single Family Residential, Environmentally Sensitive Lands (R1-43 ESL), Single Family Residential, Environmentally Sensitive Lands (R1-130 ESL) to Resort/Townhouse Residential, Environmentally Sensitive Lands, Planned Community District (R-4R, ESL, PCD), Single Family Residential, Environmentally Sensitive Lands, Planned Community District (R1-43, ESL, PCD), Single Family Residential, Environmentally Sensitive Lands, Planned Community District (R1-130, ESL, PCD) and
2. To revise the approved Amended Development Standards for Resort/Townhouse Residential, Environmentally Sensitive Lands (R-4R ESL) and
3. To revise the approved Development Agreement on a 10+/- acre parcel located near Hayden Road and Ashler Hills Road (extended)
4. A revision to an approved conditional use permit for a golf course on a 330 +/- acre parcel located near Hayden Road and Ashler Hills Road
5. Adopt Ordinance No. 3499 affirming the above rezoning.
6. Adopt Resolution No. 6264 affirming the Development Agreement No. 2001-023-COSA

Location: E Lone Mountain Rd/n Scottsdale Rd (ne)

Reference: 29-ZN-2000#2 & 4-UP-1999#3

Staff Contacts: Kira Wauwie AICP, Project Coordination Manager, 480-312-7061, kwauwie@ScottsdaleAZ.gov

11. Alltel Communications At Troon North Use Permit

Request: Approve a conditional use permit for a personal wireless service facility located at the northeast corner of Dynamite Blvd and N 114th St. with Single-Family Residential, Environmentally Sensitive District (R1-18, ESL) zoning.

Location: E Dynamite Blvd/ N. 114th St. (Northeast Corner)

Reference: 28-UP-2002

Staff Contact(s): Bill Verschuren, Senior Planner, 480-312-7734, bverschuren@ScottsdaleAZ.gov

12. Edufit Use Permit

Request: Approve a conditional use permit for a health studio within one suite of the existing shopping center located at the northeast corner of Scottsdale Road and Pinnacle Peak Road (23425 N Scottsdale Road) with Central Business District (C-2) zoning

Location: 23425 N Scottsdale Rd

Reference: 29-UP-2002

Staff Contact(s): Bill Verschuren, Senior Planner, 480-312-7734, bverschuren@ScottsdaleAZ.gov

13. Intergovernmental Agreement between Cities of Phoenix and Scottsdale for joint management of shared groundwater resources

Request: Adopt Resolution No. 6251 authorizing the execution of Agreement No. 2003-024-COS. Authorize execution of Intergovernmental Agreement No. 2003-024-COS with the City of Phoenix. This Agreement provides for the development of a joint database and conducting groundwater modeling in order to develop an action plan. This aquifer management plan will contain a strategy for the joint management of the groundwater resource utilized by both Phoenix and Scottsdale for water supply purposes.

Staff Contact(s): Beth Miller, Water Resources Advisor, (480) 312-5009, emiller@ci.scottsdale.az.us

14. Adoption of Adjusted Water, Water Resources and Sewer Development Fees

Request: Adopt Ordinance No. 3496, Water Development, Water Resources Development and Sewer Development Fees adjusted with a construction cost index increase of 2.4% for Fiscal Year 2003-2004, effective July 1, 2003.

Staff Contact(s): David M. Mansfield, Water Resources General Manager (480)-312-5681.
dmansfield@ScottsdaleAZ.gov

15. Intergovernmental Agreement for Disaster and Emergency Management between Maricopa County and the City of Scottsdale

Request:

1. Adopt Resolution No. 6269, authorizing the City of Scottsdale to enter into an Intergovernmental Agreement with Maricopa County to provide for common and cooperative planning and action in the event of emergencies and natural disasters.
2. Authorize Intergovernmental Agreement No. 2003-043-COS.

Staff Contact(s): Marc Eisen, Emergency Services Director, 480-312-7999, meisen@ScottsdaleAZ.gov

16. Land acquisition for the McDowell Sonoran Preserve

Request: Adopt Resolution No. 6275 authorizing purchase in the amount of \$908,650 (\$47,500/acre) for the 19.13-acre Parcel No. 217-09-018A, located at 12535 E. Pinnacle Peak Road, for the McDowell Sonoran Preserve. The proposed purchase price represents the property owner's February 2003, counter offer to the city's August 2000, offer to purchase at \$803,500 (\$42,000/acre).

Related Policies, References: The parcel is within the expanded Recommended Study Boundary approved in August 1998, by City Council and in November 1998, by voters. The acquisition of this land supports City Council Broad Goal B: Preserve the Character and Environment of Scottsdale, and two sub-goals under Goal B: Complete the acquisition of lands within the adopted Preserve boundaries; and Protect natural resources, open spaces and views.

Staff Contact(s): Robert J. Cafarella, AICP, Director, Preservation Division, 480-312-2577
rcafarella@ScottsdaleAZ.gov

Regular Agenda begins on the following page

17. Text Amendment/ESLO II**Request:**

1. Amend Ordinance 455 (Zoning Ordinance) Article III. Definitions.; Section 3.100., General.; Article VI. Supplementary Districts.; Section 6.1010. Environmentally Sensitive Lands Ordinance (ESLO).; Section 6.1011. Purpose.; Section 6.1020. Applicability of Regulations.; Section 6.1021. Applicable Districts and Conditions.; Section 6.1050. Intensity of Development.; Section 6.1060. Open Space Requirements.; Section 6.1070. Design Standards.; Section 6.1071. Design Guidelines.; Section 6.1083. Amended Development Standards.; Section 6.1090. ESL Submittal Requirements.; Section 6.1091. All Applications.; Section 6.1110. Appeals. This covers approximately 134 square miles of desert and mountain areas of Scottsdale and is located north and east of the Central Arizona Project (CAP) Canal.
2. Adopt Ordinance No. 3501 affirming the above text amendment.
3. Adopt Resolution No. 6278 declaring the above text amendment a public record.

Location: City-Wide**Reference:** 11-TA-2000#2**Staff Contact(s):** Jerry Stabley, Senior Development Planner, 480-312-7872,
jstabley@ScottsdaleAZ.gov**18. Hotel Valley Ho Historic Preservation Plan****Request:**

1. Approve the Hotel Valley Ho Historic Preservation (HP) Plan, excluding the section describing a framework for possible financial incentives, and
2. Approve amended development standards for the Hotel Valley Ho for building height, frontage open space requirements, and front yard parking setback, and
3. Adopt Ordinance No. 3502 affirming the HP Plan and amended development standards for the Hotel Valley Ho for a 8.86+/- acre property, located at 6850 E. Main Street, with Highway Commercial, Historic Property (C-3 HP) zoning.

Location: 6850 E. Main Street**Reference:** 1-HP-2003 and 7-ZN-2002#2**Staff Contact(s):** Don Meserve, AICP, Preservation Planner, Preservation Division, (480) 312-2523
dmeserve@scottsdaleaz.gov**19. Hold a Public Hearing on Bell Road II Improvement District and Adopt Resolution 6262 approving final assessments****Request:** Hold a Public Hearing on Bell Road II Improvement District and Adopt Resolution 6262 which approves the final recapitulated assessments for properties within the improvement district and determines that the work is complete.**Related Policies, References:**Resolution 5751, declaring the intention to form the improvement district, adopted by Council on February 4th 2001.Resolution 5832, ordering work to begin within the district, adopted by Council on June 5th 2001.

Resolution 5961, Approving the Assessment Diagram and Ordering the Sale of Not to Exceed \$7.9 Million Improvement District (ID) Bonds, adopted by Council on November 5, 2001

Staff Contact(s): Alex McLaren, Construction and Design Director, 480-312-7099,
amclaren@ci.scottsdale.az.us

Public Comment

Citizens may complete one speaker/citizen comment card per night and submit it to the City Clerk before or during this evening's meeting. This "Public Comment" time is reserved for citizen comments regarding non-agendized items. No official Council action will be taken on these items.

City Manager's Report

Mayor and Council Items

Adjournment

Section 2.17 of the Scottsdale City Code states, "Regular Meetings that are scheduled to be conducted on consecutive days may be combined and held on either of the two (2) days, at the election of the council, and shall be considered a single meeting." The Council may hold over any items noticed on the Monday agenda to the agenda for the Tuesday meeting.